24

AN ORDINANCE

For settling and confirming of the Mannors of

Framlingham & Saxtead

In the County of *Suffolk*, and the Lands, Tenements and Hereditaments thereunto belonging, devised by

Sir Robert Hitcham, Kght.

And late Serjeant at Law, to certain charitable uses.

23

Monday March 20. 1653.

Ordered by His Highness the Lord Protector, and his Council, That this Ordinance be forthwith printed and published.

HENRY SCOBELL Clerk of the Council

London, Printed by *Henry Hills* and *William du-Gard* Printers to His Highness the Lord Protector, 1654.

57.. 1708, 9

AN ORDINANCE

For setling and confirming of the Mannors of *Framlingham* and *Saxtead*, in the County of *Suffolk*, and the Lands, Tenements and Hereditaments thereunto belonging, devised, by Sir ROBERT HITCHAM Knight and late Serjant at Lavv, to certain Charitable uses.

WHereas the said Sir Robert Hitcham did heretofore purchase of Theophilus late Earl of Suffolk and his Feoffees, the Castle and Mannors of Framlingham and Saxtead, and divers Lands, Tenements and Hereditaments with the appurte-

nances, lying and being in Framlingham and Saxtead in the County of Suffolk, which were by his direction conveyed and assured unto Richard Keeble, one of the Lords Commissioners for the Great Seal of England, and to Francis Bacon, Esq; and James Rivet, William Buts, and Robert Buts Gentlemen, and their heirs, who were persons only trusted by Sir Robert Hitcham. And whereas afterwards, viz. the eighth of August 1636. the said Sir Robert Hitcham made his last will and Testament in writing, And thereby did, amongst other things, will, Limit and Appoint, That as touching the said Castle and Mannors of Framlingham and Saxtead, and all the Lands and Hereditaments which he and his Feoffees purchased of the said Theophilus Earl of Suffolk and his Feoffees, the said Sir Robert Hicham's Feoffees and their Heirs, after his Debts paid, should stand seized in trust to the uses of the Masters and Fellowes of Pembroke Hall in Cambridge, and their Successors, and that upon request his Feoffees should make a good assurance unto them accordingly, Of which the College should have to their own use the Castle and Royalties, and Rents of tenure, with the Wear and Fish-ponds, the Advowson of the Church, the hundred of Loes, the Fairs and Markets there, But the Demeasn Lands of the said Mannors, and all the Hereditaments and Lands purchased of the Earl of Suffolk as aforesaid, the said College should have only in trust, to be by them converted to the uses following, viz. That they should pull down all the Castle save the stone buildings, and therewith erect

erect at Framlingham one house to set the Poor on Work, the Poor and most needy and impotent of Framlingham, Debenham, and Coxall, first, and after them of other Towns if they see cause, and to provide a Substantial stock to set them on Work, and to allow such needy persons of them so much as the College should further think fit; & that they should build one or two Alms-houses consisting of twelve persons (namely six a piece) for twelve of the poorest and decrepid people there, which are to have each of them two shillings per Week during their lives, and forty shillings a piece for a Gown and firing every year; And that they should build a School-house there at Framlingham, and appoint a Master, who is to have forty pounds per annum during his life, to teach thirty or forty, or more, of the poorest children of Framlingham, Debenham, and Coxall, to write, read and cast accompt, as they College shall think fit, and then they to have ten pounds a piece to bind them Apprentices, at the Discretion of the four Senior Fellows of the said College, And that they should build an Alms-house at Levington for six of the poorest persons of Levington and Nacton, which is to be built upon his Tenement near the street there, and they to have the like allowance in all things as the Poor of Framlingham are appointed to have; And that there should be for ever one to read prayers in the Church of Framlingham dayly at the hours of eight in the Fore-noon, and four in the After-noon, who is to have twenty pounds per annum, and the Sexton five pounds yearly; And such of the Poor aforesaid, or the School-master, or

Scholars there as should make default in comming to prayers, their allowance to be proportionably abated for the same neglect (except their excuse be allowed by the Minister of Framlingham for the time being) and whatsoever should further come of that which the Testator had formerly given in Trust to the said College, they to convert the same to the like use or uses, to continue as before for ever; And of his said Will made Richard Keeble and Robert Buts his Executors; And whereas the said Sir Robert Hitcham within ten dates after the making of the said Will dyed, And the said Richard Keeple and Robert Buts made probate of the said Will, And the said Robert Buts took upon him the whole mannagement of the Receipts and payments of the said Estate; And whereas several Sutes have been by the College and inhabitants of Framlingham, Debenham, and Coxall, commenced in the Court of Chancery against the said Robert Buts, and others, to have the said Trusts performed, And whereas by the strict Words of the said Will the whole Charitable use aforesaid is to be acted and put in execution at Framlingham, and the Town of Debenham being five miles, and the Town of Coxall thirty miles distant from Framlingham, Who, by the said Will, are to send their Poor thither to Work, and their poor children thither to School, from whence Will arise great inconveniences to all the inhabitants of the said Towns, interessed in the said Charitable bequests, both in respect of great Charge and trouble the two Towns of Debenham and Coxall must of necessity be put to in sending their poor and children to Framlingham,

ham, and maintaining them there, the Will not providing for the Poors habitations, nor making any other provisions for their livelyhoods there, and in respect of many inconveniences and annoyances, which must needs happen to the Town of Framlingham, if so many poor people from several parts shall congregate and reside there; And in respect of Continual differences, which in all likelyhood will arise betwixt the Towns touching their poor, in such sort confused and mingled together, besides the jars and contentions amongst the poor themselves (incident to such sort of people) working together under the same roof, whereby the Town of Framlingham will be much disquieted, the Work hindred, and more materials in danger to be spoiled and imbezilled than Work done, But if the College may be inabled to give unto the Towns of Coxall & Debenham a proportion of the revenu intended them by the Will inseverally, these inconveniences will be avoided, and the whole Charitable bequests rendred much more useful and beneficial to all the three Towns, In regard that the several Towns may be inabled to set their own poor on Work, according to their several abilities and capacities, and may hold their unwilling poor to Work, and look to them that they do not spoil and imbezil the materials committed to their Charge, And may also out of the Revenue allotted to them lay in provision of Corn, Victuals, Firing, and other necessaries for the Poors subsistence, at the best hand, and in the poorest sicknesses and grievances, they may see to them that they may be accommodated with all neces-

ries in such extremities, And the Town of Framlingham shall be thereby freed from being burthened with any but their own poor; For all which Causes it was humbly prayed by the Petition of the inhabitants of Framlingham, Debenham, and Coxall, That his Highnesse the Lord Protector of the Commonwealth of England, Scotland, and Ireland, &c. would be pleased to take some speedy course for the executing of the said Trusts, and settling the estate in such a way, that the Charitable uses, by the said Will directed, may be performed and executed to the best advantage of the Parties, and in such manner as may be most beneficial to the College and persons who are to partake of the Charitable bequests aforesaid. Be it therefore Ordained by his Highness the Lord Protector, by and with the advice and consent of his Council, And it is hereby Ordained by the Authority of the same, That the said Mannors of Framlingham and Saxtead, and the said other Lands, Tenements and Premisses, with the appurtenances, in the said County of Suffolk, shall be, and are hereby vested, settled, assured and confirmed unto and in the said Master, and Fellows, and Scholars of Pembrook Hall in the University of Cambridge, and their Successors for ever, To the intent and purpose that the said Castle, Royalties, Mannors, Lands, Tenements and Hereditaments, and the Rents, Issues and Profits thereof, shall and may be imployed and disposed to the several persons, and to and for the several uses hereafter mentioned (that is to say) The said Master and Fellows of Pembrook Hall aforesaid

shall

shall have, receive, and take the Rents, Issues, and Profits of the said Royalties, Rents of Tenure, and other things which were devised to the said College for their own use, as well all the Arrears, as also the growing Rents and Profits thereof, and shall lay out and imploy the same for the good of the said College, as the Gift of Sir Robert Hitcham, and to be known by the name of the said Sir Robert Hitcham's Gift for ever. And be it also further Ordained by the authority aforesaid, That all and singular the demeasn Lands of the said Mannors and Premises, shall be, and are hereby vested, assured, and setled unto and upon the Master and Fellowes, and Scholars of Pembrok Hall, aforesaid, and their Successors for ever, upon Trust, and to the intent and purpose that the Rents, Issues, and Profits which shall be raised by & out of the said Demeasn Lands and Premisses, shall and may from time to time for ever, be by the said Master and Fellows & their Successors imployed and disposed of for the erecting & building of one or two Almshouses at Framlingham, for the relief of twelve persons of the poor and most needy inhabitants there, who are to have two shillings a piece by the week, and forty shillings a piece for a Gown and firing, yearly during their Lives, the said two shillings to be paid weekly, and the said forty shillings a piece to be paid out of the said Rents and Profits at or upon the twentieth day of December yearly, and so successively for ever, And to this further intent and purpose, That an other Alms-house shall be built at Levington for six of the poorest and most needy inhabitants of Levington and Nacton, to be built up-

on a tenement late the ſaid Sir Robert Hitchams neer the ſtreet there, and the ſaid poor people are to have two ſhillings a piece by the week, and forty ſhillings a piece for a Gown, and firing to be paid yearly out of the ſaid Rents and Profits, on the twentieth day of December, to begin firſt with the poor of Levington, and ſo ſucceſſively. And it is further Ordained by the Authoritie aforeſaid, That out of the Rents, Iſſues, and Profits of the ſaid Lands and Premiſſes, ſettled upon the Maſter and Fellows of Pembrook Hall and their Succeſſors in truſt as aforeſaid, the ſaid Maſter and Fellows, and their Succeſſors, their Aſſignee or Aſſignees ſhall pay & ſatisfy unto Francis Ireland, Thomas Alexander, Iſaac Woodcock, Jaſper Cooding, Brown Pulham, Thomas Capon, and John Capon, John Dowſing the elder, John Blomfield, Daniel Whayman, Matthew Skinner, and John Ellis the elder, Truſtees hereby appointed for the poor of the ſaid town of Framlingham the yearly Sum of 22 l. in good and lawful Engliſh Money, to one or more of the ſaid Truſtees for the ſaid town of Framlingham their aſſignee or aſſignees, being authorized for the receipt thereof, by one or more Deed or Deeds in Writing under the hands and ſeals of them, or the Major part of them (of which Major part the ſaid Francis Ireland, during his natural life, is to be one) the ſaid ſum of 22 l. yearly and every year to be paid and ſatisfied unto the ſaid Truſtees, hereby appointed, and hereafter to be appointed, their Aſſignee or Aſſignees as aforeſaid, at the Corn Croſs in Framlingham,

lingham, at or upon the first Tuesday in March, and at or upon the first Tuesday in September, by even and equal portions to be by the said Trustees hereby appointed, or the Major part of them as is aforesaid, laid out and imployed for the building and erecting of one Work-house at the said town of Framlingham for the poor, most needy and impotent persons and inhabitants there, and to provide a substantial stock to set them on Work, that is, the said Poor of the said town of Framlingham onely on Work, and to such needy persons of them so much as the said Trustees, or the Major number of them, as aforesaid, shall further think fit, and also for the building and erecting of a School-house there at the said town of Framlingham, wherein twenty or thirty or more of the poorest children and inhabitants of, and in the said town of Framlingham are to be educated in reading, writing, casting of accompts, or Grammar Learning, according to their several capacities, And the said Trustees herein named and appointed, or the greater number of them for the time being for the said town of Framlingham, shall and may disburse and bestow all such summe and summes of money, as to them the said Trustees, or the Major part of them, as is aforesaid, shall seem meet for the placing and binding such poor children, as they shall think fit, Apprentices, or to maintain such of the Grammar Scholars at the Universitie of Cambridge, as the said Trustees shall think fit, and the Master and Fellows of the said College shall admit and allow of. And also that the Master of the said School at

Framlingham from time to time shall be chosen and appointed by the Master and Fellows of the said College and their Successors, and the said Trustees for the said Town of Framlingham for the time being shall allow and pay unto the said School Master the Sum of forty pounds yearly to be paid and satisfied unto him at or upon the second tuesday in March, and at or upon the second tuesday in September, by even and equal portions. And if (the number of Scholars increasing) the said Trustees or the Major part of them, as is aforesaid, shall think fit to have an Usher or Under School-Master unto the said School, that then the said Usher shall teach the children to Write, read and cast accompts, and the Head Schoolmaster shall teach Grammar Learning only, And the said Usher for the time being shall have yearly paid unto him, by the said Trustees, the sum of twenty pounds to be paid and satisfyed unto him by even and equal portions on the aforesaid daies, viz. the second Tuesday in March, and the second Tuesday in September. And the said School-Master for the time being of the said town of Framlingham shall daily and constantly pray with the said Poor and Scholars there in the Parish Church of Framlingham at or about seaven of the Clock in the Forenoon, and at or about five of the Clock in the afternoon, and such of the poor people there, as shall make default in comming to prayers upon the toling of a Bell for that purpose, their allowance to be proportionably abated for the same neglect, except their excuse be allowed by the Minister of Framlingham

ham for the time being, And the said Trustees hereby appointed, or hereafter to be appointed, shall allow the Sexton of the Parish Church of Framlingham the yearly summe of five pounds, to be paid and satisfyed unto him at or upon the second Tuesday in March, and at or upon the second Tuesday in September, by even and equal portions, And to the intent and purpose that the said yearly sum of two hundred and twenty three pounds may be truly and faithfully paid, expended and imployed to the parties of the said town of Framlingham, and to and for the several uses aforementioned, the said Trustees of Framlingham hereby named and appointed, and that shall be hereafter named and appointed, shall, from time to time stand and be accomptable unto the Master and Fellows of the said College, and their Successors for ever, And shall from time to time make and deliver unto the said Master of the said College for the time being, at or upon the first Tuesday in July in every year, at or in the common Dining Hall of Pembroke Hall aforesaid, a true, punctual and perfect accompt in writing of all their Receipts and disbursements concerning the said Charitable uses. In default whereof the said Trustees shall forfeit the sum of five pounds. And it is further Ordained by the Authority aforesaid, That the said Master and Fellows for the time being, and their successors for ever, their assignee or Assignees shall out of the Rents, issues and profits of the said Demeasn Lands pay and satisfy the yearly sum of one hundred and fifty pounds

in good and lawful English money unto Robert Crane the elder, Thomas Guyon, William Tanner, John Sparhauk, Richard Shortland, William Cocks, John Cocks, Isaac Hubbard, William Gladwyn, William Guyon, Samuel Crane, and George Guyon, Trustees hereby appointed for the poor of the aforesaid Town of Coxall, or to any one or more of them, their assignee or assignees, being authorized for the receiving thereof by one or more Deed or Deeds in writing under the hands and seals of them the said Trustees, or the Major part of them (whereof the said Robert Crane the elder, shall be one during his life) the said summe of one hundred and fifty pounds yearly and every year, to be paid and satisfyed unto the said Trustees hereby appointed their assignee or assignees as aforesaid, at the Corn Cross in Framlingham at or upon the first Tuesday in March, and at or upon the first Tuesday in September by equal portions, to be by the said Trustees hereby appointed, or the Major number of them as aforesaid, laid out and imployed for the providing of a work house at the Town of Coxall for the Poor and most needy and impotent Persons and Inhabitants there, together with a Substantial Stock to set the Poor on Work, and to allow such needy Persons of them so much relief as the said Trustees hereby appointed, or the Major part of them as aforesaid, shall further think fit; And also for the providing of a School-house there at the said town of Coxall wherein twenty or thirty or more of the poorest Children and Inhabitants of

and

and in the ſaid town of Coxall are to be educated in reading, writing, caſting of Accompt or Grammar learning, according to their ſeveral capacities; And the ſaid Truſtees hereby named and appointed, or the greater number of them as aforeſaid for the time being, are to allow and imploy ſuch ſummes of money as they, or the Major part of them the ſaid Truſtees for the ſaid town of Coxall, ſhall think fit, for the placing and binding ſuch poor children Apprentices, or to maintain ſuch of the Grammar Scholars at the Univerſitie of Cambridge as the ſaid Truſtees ſhall think fit, and the ſaid Maſter and Fellowes ſhall admit and allow of; And alſo that the Maſter of the ſaid School from time to time for ever, ſhall be choſen and appointed by the Maſter and Fellows of Pembrook Hall, and their ſucceſſors for ever, And the ſaid Truſtees hereby appointed, or the greater number of them for the time being, are to pay and allow unto the ſaid Maſter for his ſalary and pains twenty pounds by the year to be paid and ſatisfyed unto him, at or upon the ſecond Tueſday in March, and at or upon the ſecond Tueſday in September, by even and equal portions, and to the end the ſaid yearly ſum of one hundred and fifty pounds, may be truly and faithfully paid, expended, & imploied to the aforeſaid parties, and to and for the uſes aforementioned, the ſaid Truſtees herein named and appointed, and that ſhall hereafter be named and appointed, ſhall ſtand accomptable to the ſaid Maſter and Fellowes of Pembrook Hall, and their ſucceſſors for

ever And shall from time to time make and deliver unto the Master of the said College, for the time being, at or upon the first Tuesday of July in every year, at or in the Common dining hall aforesaid, a true, punctual and perfect account in Writing of all their Receipts and disbursements concerning the said Charitable uses, In default whereof the said Trustees shall forfeit the sum of five pounds.

And it is further ordained by the authority aforesaid, That the said Master and Fellows, for the time being, and their Successors, their Assignee or Assignees shall out of the Rents, Issues and Profits of the said Demeasn Lands in trust pay and satisfy the yearly sum of one hundred and five pounds of like money unto Richard Moyle, Richard Sheppard, George Brame the elder, James Philips, John Grater, John Smith, John Tovel, George Brame the younger, George Dool, William Brame, Robert Draper, and John Bond, Trustees, hereby appointed, for the Poor of the aforesaid town of Debenham, or to one or more of the said Trustees for the said town of Debenham, their assignee or assignees being authorized for the receipt thereof by one or more Deed or Deeds in Writing under the hands and seals of the said Trustees, or the Major part of them, hereby named and appointed, or hereafter to be named and appointed, or the Major part of them (of which number the said Richard Sheppard, during his natural life, shall be one) the said sum of one hundred and five pounds yearly and every year to be paid and satisfied unto the said Trustees hereby appointed,

pointed, or hereafter to be appointed, their assignee or assignees as aforesaid, at the Corn Crols in Framlingham at or upon the first Tuesday in March, and at or upon the first Tuesday in September, by even and equal portions, to be by the said Trustees hereby appointed, or the major part of them, as is aforesaid, laid out and imployed for the providing of a Work-house at the said town of Debenham, for the Poor and most needy and impotent persons Inhabitants there, together with a substantial stock to set the said Poor on Work, and to allow such needy persons of them so much relief as the said Trustees, or the major number of them, as is aforesaid shall further think fit, and also for the providing of a School-house there at the said Town of Debenham, wherein twelve or twenty, or more of the poorest children of Debenham aforesaid are to be educated in reading, writing, and casting of accompts or Grammar-learning, according to their several capacities. And the said Trustees hereby appointed as aforesaid, and that shall hereafter be chosen and appointed, as herein is afterwards directed for the time being, are to allow and imploy such summs of money as they, or the major part of the said Trustees as aforesaid for the town of Debenham shall think fit, for the placing and binding such poor children apprentices, or to maintain such of the Grammar Scholars at the University as the said Trustees shall think fit, and the said Master and Fellows shall admit and allow of. And also that the said Master of the said School

at Debenham, from time to time, shall be elected and appointed by the Master and Fellows, and their Successors; And that the said Trustees for the said town of Debenham, for the time being, shall for ever hereafter allow unto the said Master, of the said School at Debenham, yearly for his pains the sum of twenty Marks to be paid and satisfied unto him, at and upon the second Tuesday in March, and at or upon the second Tuesday in September, by even and equal portions, And to the end the said yearly sum of one hundred and five pounds, may be truly and faithfully paid, expended, and imployed to the said parties, and to and for the uses aforesaid, the said Trustees hereby appointed, and that shall be hereafter appointed, for the time being, shall stand and be accomptable to the said Master and Fellows of Pembroke Hall, and their Successors, and shall from time to time deliver unto the Master and Fellows of the said College for the time being, at or upon the first Tuesday of July in every year, at or in the common dining Hall of Pembroke Hall aforesaid a true, punctual, and perfect accompt in writing of all their receipts and disbursements concerning the said charitable uses, In default whereof the said Trustees shall forfeit the sum of five pounds. And it is further Ordained by the authority aforesaid, That the said Trustees of the several and respective Towns aforesaid, hereby appointed, or that shall be hereafter appointed, for the time being shall from time to time deliver a transcript or true Copy

of

of the ſame accompt, concerning the ſaid charitable uſes unto the Juſtices of the Peace at the Quarter Seſſions to be holden for the ſeveral Counties aforeſaid, as the ſaid reſpective Truſtees are hereby appointed to deliver unto the Maſter and Fellows of the ſaid College for the time being, And in caſe the ſaid Truſtees of the Reſpective Towns aforeſaid, or any of them, ſhall fail to deliver or cauſe to be delivered a Copy of the ſaid Accompt unto the ſaid Juſtices of the ſaid reſpective towns at the next quarter Seſſions after they have delivered the ſaid Original Accompts unto the Maſter and Fellows of the ſaid College for the time being, that then, & in ſuch caſe the Juſtices of the ſaid ſeveral Counties are hereby impowred to call before them ſuch of the Truſtees of the ſaid reſpective Towns as ſhall make ſuch default as aforeſaid, and to impoſe a fine upon ſuch of the ſaid Truſtees as they ſhall ſee cauſe, not exceeding the ſum of five pounds, which fine ſhall be paid out of their own particular eſtates, and not out of any part of the eſtate given to the charitable uſes aforeſaid, the ſame to be leavied upon the eſtate of the defaulters in ſuch or the like manner as is ordained and appointed to be impoſed and levyed upon the Overſeers of the Poor, for any default they ſhall make in the execution of their Truſts, contrary to any Act of Parliament in that behalf made and provided. And it is further ordained by the authority aforeſaid, That when eight or ſix of the beforenamed Truſtees, of any of the ſaid ſeveral

and reſpective Towns of Framlingham, Debenham, and Coxall, or any of them, ſhall depart this life, then the ſix or four ſurviving Truſtees in their reſpective Towns, ſhall have Power, and are hereby authorized to nominate and preſent the names of twelve or ſixteen of the moſt able and ſufficient inhabitants of the ſaid reſpective Towns, out of which ſix or eight to be elected and joyned, with the reſt of the ſurviving Truſtees by the Maſter and Fellows of the ſaid College, for the time being; And in caſe the ſaid Maſter and Fellows, and ſuch ſurviving Truſtees, cannot agree in the ſaid Election, then the Commiſſioner, or Lord keeper of the great Seal of England, for the time being ſhall be attended to reconcile the ſaid differences, and he or they to determine the ſame, or to elect any other of the moſt able inhabitants in the reſpective Towns, to ſupply the number of the deceaſed Truſtees.

And it is hereby further Ordained by the Authority aforeſaid, That the ſaid Perſons, that ſhall be elected new Truſtees as aforeſaid, ſhal have the like Power to take upon them the aforeſaid Truſts, in the particulars aforeſaid, and to execute the ſame as fully and effectually to all intents and purpoſes as if they had been named in this preſent Ordinance.

And it is alſo further Ordained, by the Authority aforeſaid, That whatſoever other Revenue or Profits ſhall be made of the ſaid Eſtate, Lands and Tenements ſettled upon the ſaid Maſter, and Fellows, and Scholars of the ſaid College, in truſt for the benefit of the

ſaid

benefit of the said three Towns, as aforesaid, all necessary Charges and Disbursments in managing the same, being in the first place discharged and allowed: the Master and Fellows of the said College, and their Successors, shall distribute the same surplusage or overplus to and for the use and benefit of the poor of the said three towns of Framlingham, Coxall and Debenham respectively, according to the Rules, Rates, Allowances and Proportions, which have been already allotted to them respectively in and by this Ordinance as aforesaid. Provided also that if any Incombrance or Casualtie whatsoever shall befall the said Lands or tenements, or any part thereof, settled upon the said College in trust as aforesaid, That then the said Master and Fellows of Pembroke Hall aforesaid, shall and may deduct and defalk out of the Rents, issues and profits of all the said Demeasn Lands, and Estates so setled and assured upon the said College as aforesaid, for the benefit of the said three towns aforesaid, All such Sum and Sums of Money, and other Charges whatsoever expended, occasioned or susteined for or by reason of any such Incumbrance or Casualty, wherin full allowance shall be given as aforesaid.

And it is further Ordained by the Authority aforesaid, That if the said Richard Keeble, Francis Bacon, James Rivet, & Robert Buts, or any of them, their or any of their Heirs, Executors or Administrators shall be charged with the payment of any of the Debts and Legacies of the said Sir Robert Hitcham, or any otherwise damnified by reason of the trust reposed in them or any of them by the said Sir Robert Hitcham, other

than such Orders and Decrees as are already had and obtained in any Court of Equity against them the said Trustees, or any of them, then the said Master and fellows of Pembroke Hall for the time being, and their Successors, shall out of the Rents, Issues and Profits of the said Demeasn Lands and premisses estated on them in Trust, satisfy and pay unto the said Richard Keeble, Francis Bacon, James Rivet and Robert Butts, their Heirs, Executors, Administrators, and every of them; all such sum or sums of money as they or any of them shall be so charged with, for or by reason of the Debts and Legacies of the said Sir Robert Hitcham, or any otherwise damnified in respect of the said trust reposed in them, by the said Sir Robert Hitcham, And for that purpose in case any such charge or incumbrance shall happen all the Rents, and Revenues of the said Premisses in Trust are and shall be applyed by the Master and Fellows of the said College for the time being, and their Successors, in the first place, towards the discharge therof, untill such incumbrance, Charges, and damnifications shall be satisfied and discharged, and in such case proportionable abatements shall be made out of all the Revenue, Rents, and Profits of the premisses so setled for the benefit of the said three Towns as aforesaid. And it is further Ordained by the Authority aforesaid, That as for and concerning the Rents, and profits, which have already issued out of the said Lands, and Premisses, hereby settled upon the said College in Trust as aforesaid, And which ought

ought by vertue of an Order out of the Court of Chancery bearing date the fifteenth day of February 1650. to be paid to Sydrack Simpson the present Master of the said College, whether yet remaining in the hands of the said Sydrack Simpson, or of the tenants of the said premisses, or of any other person or persons whatsoever, the same shall be imployed, by them the said Master and Fellows of Pembroke Hall, for the payment and satisfaction unto Robert Crane, Francis Ireland, and Richard Sheppard, three of the Inhabitants of Framlingham, Coxall, and Debenham, All such summe and summes of money, which they have any waies disbursed or expended in severall suites in Law, at their own charge and expences, for promoting the Charitable uses aforesaid, And which have not been heretofore paid and satisfyed unto them which are to be allowed by the Master and Fellows of the said College within six Moneths next ensuing; And also for the paying and satisfying unto them, and to every of them, some reasonable consideration for their time and pains spent, and taken therein, which the said Master and Fellows shall allow within the time aforesaid; As likewise for the payment and satisfaction unto the said Master and Fellows, or any person or persons imployed by them, All such sum and sums of money which they, or any of them, already hath or hereafter shall expend touching the premisses within half a year next ensuing, and also for paying and satisfying of them or any of them, some reasonable consideration and recompence for their time and pains herein spent and ta-

ken in such proportion as the said Trustees herein named, for the said several Towns, or any seaven of them, shall appoint (whereof the said Robert Crane, Francis Ireland, and Richard Sheppard, shall be three) and after the payments made as aforesaid, and after the said two Alms-houses heretofore specified in this Ordinance, the one at Framlingham, and the other at Levington, shall be built, And that then if there shall remain any sum or sums of money of the rents and profits of the said Premisses, in the hands of the said Master and Fellows, or in the hands of the said Tenants, or any other person, which are due, and ought to be paid unto the said Master, by vertue of the said Order of the fifteenth of February 1650. the same shall be disposed, divided, and distributed to and amongst the three towns of Framlingham, Coxall, and Debenham, or imployed for the benefit of the said Charitable Uses of the said three towns, as aforesaid, respectively, after the same or like manner, and according to the same or like allowances, distributions, rates and proportions, and for the same uses by and for which the Annual Revenue of the said Estate in trust (except what was allotted for the weekly and yearly maintenance of the said Alms-people of Framlingham, and Levington, aforesaid) hath heretofore in this Ordinance been directed and appointed to be disposed, divided, and distributed. And it is further Ordained by the Authority aforesaid, That the said Richard Keeble, Francis Bacon, James Rivet, and Robert Butts, shall forthwith deliver or cause

to

to be delivered unto the Master of the College, All Deeds, Charters, Evidences, and Writings, touching or any Wayes concerning the said Castle, Mannors, Hereditaments and Premisses, or any part thereof, the same to be kept and preserved with the rest of the College Evidences, and that the said Master, Fellows and Scholars, shall be and are hereby authorized and impowred to commence, implead, prosecute or defend in their own names, all and every action or actions, suit or suits in any Court of Law or Equity hereafter to be brought, commenced, prosecuted or defended for or concerning the said Mannors, Lands, and Premisses, or any part or parcel thereof by or against any person or persons whatsoever, and for the recovery of all such sum and sums of money, payable for the rents and profits of any part of the said Mannors and Premisses, remaining in the hands of any of the Tenants of the said Mannors and Premisses, or any part thereof, or in the hands of any other person or persons whatsoever.

And it is Lastly Ordained by the Authority aforesaid, That the Assurance, Conveyance and Settlement of the said Mannors, Lands and Tenements, with the appurtenances to, and upon the said Master and Fellows of Pembroke Hall, and their Successors, shall be good and available in Law to the uses, intents and purposes aforesaid, as fully and absolutely as if a license to purchase the said Mannors, Lands and Premisses in Mortmain were had and purchased under the

Great Seal of England, any Law or Statute to the contrary in such case made and provided notwithstanding; Saving alwaies and at all times hereafter reserved to all and every person and persons whatsoever, their Heirs, Executors, and Assigns (other than the said Sir Robert Hitcham, Richard Keeble, Francis Bacon, William Buts, Robert Buts, and James Rivet, their and every of their Heirs and Assigns) all and every such Estate, Right, Title, Interest, Claim and Demand whatsoever, which they, or any of them now have or at any time hereafter may or might any way have, claim, challenge, and Demand of, in, to, or out of the Mannors, Messuages, Lands, Tenements, Hereditaments, and Premisses with the appurtenances, or any part thereof, any thing in this present Ordinance contained to the contrary notwithstanding.

Monday March 20. 1653.

ORdered by His Highness the Lord Protector, and His Council, That this Ordinance be forthwith Printed and Published.

HEN. SCOBEL, Clerk of the Council.